

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
(Greenbelt Division)**

3. This litigation is a complex construction matter, involving the construction of the Washington, D.C. Water New Headquarters Building, which resulted in years of documentary evidence, extensive deposition testimony, and multiple expert witness reports and testimony.

4. Skanska has alleged multiple counts in its counterclaim against SmithGroup: breach of the Design Agreement alleging defective HVAC design (count I); breach of the Design Agreement alleging other errors and omissions (Count II); breach of the Design Agreement alleging delays to the Project schedule (Count III); and indemnity (Count IV). All four counts will be the subject of a single Motion and Memorandum in Support of Summary Judgment.

5. SmithGroup has made its best effort to comply with this Court's Local Rules and stay within the 35 page limit, however, given the breadth of the material that must be covered resulting from the numerous allegations brought by Skanska's counterclaim, the complexity of the arguments, and the number of pages that must be devoted simply to listing the undisputed material facts, SmithGroup will require more than 35 pages to adequately address all four counts and the distinct issues raised by each.

Accordingly, SmithGroup respectfully requests an enlargement of the page limit for Summary Judgment briefs to 45 pages. SmithGroup agrees that Skanska should have a similar page limit for its own opening and/or opposition briefs.

6. SmithGroup inquired of Skanska regarding its position, receiving this response: "Skanska does not believe that enlargement of the page limit for Summary Judgment briefs is necessary for either party. Given the size, nature and complexity of this dispute, Skanska believes that 35 pages is sufficient. Notwithstanding, Skanska consents to SmithGroup's filing of this motion and to the extent that the Court is inclined to grant an enlargement of the page limitation, Skanska does not intend to formally oppose this motion."

Dated: March 11, 2022

Respectfully submitted,

/s/ Leslie Paul Machado, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of March, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to counsel of record.

/s/ Leslie Paul Machado, Esq.
Leslie Paul Machado